IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EIGHTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.17240 of 2000

Between:

Ms. N. Sailaja, D/o.left Cl.Audiseshaiah, aged 19 years,

R/o.E-53, Sainikpuri, Sec'bad.

..... PETITIONER

AND

1. Convenor, BCACET, Sri Venkateswara University, Tirupathi.

2. Director of Social Welfare, Government of Andhra Pradesh,

Masab Tank, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to declare Cl.6.5(g) of the Instructions Booklet issued by the Respondent No.1 as arbitrary being ultra vires the Act 16 of 1993 and the rules framed thereunder by issuing a writ more in the nature of Mandamus or any other appropriate direction or order.

Counsel for the Petitioner: None

Counsel for the Respondent No.1: MR.B.ADINARAYANA RAO, Standing Counsel for Sri Venkateswara University

Counsel for the Respondent No.2: GP FOR SOCIAL WELFARE

The Court made the following:

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ORDER:

The writ petition was listed for 'Final Hearing' before this Court on 15.9.2004. It was brought to the notice of this Court that Sri C. Ramananda Vittal, learned Counsel for the petitioner died and therefore this Court ordered administrative notice to the petitioner. Accordingly, the Registry has sent the administrative notice to the petitioner to the address given in the cause title. The same was returned by the postal authorities with endorsement "left". The Office has therefore placed this case before this Court.

The petitioner sought admission in first year B.C.A. course in Sri Venkateswara University local area. Her application was not accepted, as she did not produce the caste certificate from the Mandal Revenue Officer in 2000, as per instruction 6.5(g) of Instructions Booklet for Sri Venkateswara University BCA.CET-2000. The petitioner therefore impugned the said instruction.

This Court while admitting the writ petition, passed interim orders on 21.9.2000 directing the respondents to consider her application for admission to B.C.A. course on the strength of the caste certificate issued in 1994. In that view of the matter, the petitioner has been given substantial relief. At this point of time, when the three years course has already come to an end, the writ petition has become infructuous.

The writ petition is, therefore, dismissed as infructuous.

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November 18, 2004. **V.V.S. RAO, J**

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To

1. The Convenor, BCACET, Sri Venkateswara University, Tirupathi.

2. The Director of Social Welfare, Government of Andhra Pradesh,

Masab Tank, Hyderabad.

3. Two CCs to the Government Pleader for Social Welfare,

High Court Buildings, Hyderabad (O.U.T)

4. Two C.D. Copies.